

2/18/2020

L-25-2020 Ist

ORDINANCE NO. 25-2020

BY: **KRISTIN L. SABAN**  
(By Request – City Engineer)

AN ORDINANCE AUTHORIZING THE CITY OF PARMA TO PROCEED AND APPROPRIATE SANITARY SEWER EASEMENTS AND CONSTRUCTION EASEMENTS IN CERTAIN REAL PROPERTIES KNOWN AS PERMANENT PARCEL NUMBERS 445-15-001, 445-15-002, 445-15-003, 445-15-004, 445-15-006, 445-15-008, AND DECLARING AN EMERGENCY.

WHEREAS, Resolution No. 82-19, passed by this City Council on May 20, 2019, declared the necessity and intent of the City of Parma to appropriate sanitary sewer easements in certain real properties in the City of Parma known as Permanent Parcel Number 445-15-001 located at 1350 Old Rockside Road, Permanent Parcel Number 445-15-002 located at 1200 Old Rockside Road, Permanent Parcel Number 445-15-003 located at 1300 Old Rockside Road, Permanent parcel Number 445-15-004 located at 1250 Old Rockside Road, Permanent Parcel Number 445-15-006 located at 1020 Old Rockside Road, and Permanent Parcel Number 445-15-008 located at 1122 Old Rockside Road; and,

WHEREAS, by virtue of the Constitution of the State of Ohio and Chapters 163 and 719 of the Ohio Revised Code, the City of Parma has the power and authority to appropriate real property for the purpose of installing, using, maintaining and keeping in repair sanitary sewers that the City of Parma deems conducive to the general welfare; and,

WHEREAS, the hereinafter described property provides for, and is instrumental to the installation, use and maintenance of a sanitary sewer that would be conducive to the general welfare; and,

WHEREAS, the City wishes to acquire permanent utility easements and temporary construction easements over, under, in, along, across and upon a part of certain properties known as Permanent Parcel Numbers 445-15-001, 445-15-002, 445-15-003, 445-15-004, 445-15-006, and 445-15-008 for such purposes; and,

WHEREAS, the City and the owners of said properties have been unable to agree on compensation for the purchase of the easements;

NOW, THEREFORE; BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-001, located at 1350 Old Rockside Road in the City of Parma, and as further described on Exhibit A attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 2. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-002, located at 1200 Old Rockside Road in the City of Parma, and as further described on Exhibit B attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 3. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-003, located at 1300 Old Rockside Road in the City of Parma, and as further described on Exhibit C attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 4. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-004, located at 1250 Old Rockside Road in the City of Parma, and as further described on Exhibit D attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 5. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-006, located at 1020 Old Rockside Road in the City of Parma, and as further described on Exhibit E attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 6. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-008, located at 1122 Old Rockside Road in the City of Parma, and as further described on Exhibit F attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 7. This City Council finds that the appropriations are necessary for the stated public purpose, and the City has been unable to negotiate purchase agreements with the property owners.

Section 8. The City Law Director is directed to file petitions for appropriation in a court of competent jurisdiction.

Section 9. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 10. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City of Parma, and for the further reason that this measure is necessary in order to begin the process of acquiring the above referenced properties, and this Ordinance shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_ PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_ APPROVED: \_\_\_\_\_

FILED WITH  
THE MAYOR: \_\_\_\_\_ MAYOR, CITY OF PARMA, OHIO

2/18/2020

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ORDINANCE NO. 25-2020

BY: **KRISTIN L. SABAN**  
(By Request – City Engineer)

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WHEREAS, Resolution No. 82-19, passed by this City Council on May 20, 2019, declared the necessity and intent of the City of Parma to appropriate sanitary sewer easements in certain real properties in the City of Parma known as Permanent Parcel Number 445-15-001 located at 1350 Old Rockside Road, Permanent Parcel Number 445-15-002 located at 1200 Old Rockside Road, Permanent Parcel Number 445-15-003 located at 1300 Old Rockside Road, Permanent parcel Number 445-15-004 located at 1250 Old Rockside Road, Permanent Parcel Number 445-15-006 located at 1020 Old Rockside Road, and Permanent Parcel Number 445-15-008 located at 1122 Old Rockside Road; and,

WHEREAS, by virtue of the Constitution of the State of Ohio and Chapters 163 and 719 of the Ohio Revised Code, the City of Parma has the power and authority to appropriate real property for the purpose of installing, using, maintaining and keeping in repair sanitary sewers that the City of Parma deems conducive to the general welfare; and,

WHEREAS, the hereinafter described property provides for, and is instrumental to the installation, use and maintenance of a sanitary sewer that would be conducive to the general welfare; and,

WHEREAS, the City wishes to acquire permanent utility easements and temporary construction easements over, under, in, along, across and upon a part of certain properties known as Permanent Parcel Numbers 445-15-001, 445-15-002, 445-15-003, 445-15-004, 445-15-006, and 445-15-008 for such purposes; and,

WHEREAS, the City and the owners of said properties have been unable to agree on compensation for the purchase of the easements;

NOW, THEREFORE; BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-001, located at 1350 Old Rockside Road in the City of Parma, and as further described on Exhibit A attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 2. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-002, located at 1200 Old Rockside Road in the City of Parma, and as further described on Exhibit B attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 3. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-003, located at 1300 Old Rockside Road in the City of Parma, and as further described on Exhibit C attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 4. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-004, located at 1250 Old Rockside Road in the City of Parma, and as further described on Exhibit D attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 5. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-006, located at 1020 Old Rockside Road in the City of Parma, and as further described on Exhibit E attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 6. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-008, located at 1122 Old Rockside Road in the City of Parma, and as further described on Exhibit F attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 7. This City Council finds that the appropriations are necessary for the stated public purpose, and the City has been unable to negotiate purchase agreements with the property owners.

Section 8. The City Law Director is directed to file petitions for appropriation in a court of competent jurisdiction.

Section 9. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 10. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City of Parma, and for the further reason that this measure is necessary in order to begin the process of acquiring the above referenced properties, and this Ordinance shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_ APPROVED: \_\_\_\_\_

FILED WITH  
THE MAYOR: \_\_\_\_\_  
MAYOR, CITY OF PARMA, OHIO

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WHEREAS, Resolution No. 82-19, passed by this City Council on May 20, 2019, declared the necessity and intent of the City of Parma to appropriate sanitary sewer easements in certain real properties in the City of Parma known as Permanent Parcel Number 445-15-001 located at 1350 Old Rockside Road, Permanent Parcel Number 445-15-002 located at 1200 Old Rockside Road, Permanent Parcel Number 445-15-003 located at 1300 Old Rockside Road, Permanent parcel Number 445-15-004 located at 1250 Old Rockside Road, Permanent Parcel Number 445-15-006 located at 1020 Old Rockside Road, and Permanent Parcel Number 445-15-008 located at 1122 Old Rockside Road; and,

WHEREAS, by virtue of the Constitution of the State of Ohio and Chapters 163 and 719 of the Ohio Revised Code, the City of Parma has the power and authority to appropriate real property for the purpose of installing, using, maintaining and keeping in repair sanitary sewers that the City of Parma deems conducive to the general welfare; and,

WHEREAS, the hereinafter described property provides for, and is instrumental to the installation, use and maintenance of a sanitary sewer that would be conducive to the general welfare; and,

WHEREAS, the City wishes to acquire permanent utility easements and temporary construction easements over, under, in, along, across and upon a part of certain properties known as Permanent Parcel Numbers 445-15-001, 445-15-002, 445-15-003, 445-15-004, 445-15-006, and 445-15-008 for such purposes; and,

WHEREAS, the City and the owners of said properties have been unable to agree on compensation for the purchase of the easements;

NOW, THEREFORE; BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-001, located at 1350 Old Rockside Road in the City of Parma, and as further described on Exhibit A attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 2. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-002, located at 1200 Old Rockside Road in the City of Parma, and as further described on Exhibit B attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 3. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-003, located at 1300 Old Rockside Road in the City of Parma, and as further described on Exhibit C attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 4. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-004, located at 1250 Old Rockside Road in the City of Parma, and as further described on Exhibit D attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 5. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-006, located at 1020 Old Rockside Road in the City of Parma, and as further described on Exhibit E attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 6. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-008, located at 1122 Old Rockside Road in the City of Parma, and as further described on Exhibit F attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 7. This City Council finds that the appropriations are necessary for the stated public purpose, and the City has been unable to negotiate purchase agreements with the property owners.

Section 8. The City Law Director is directed to file petitions for appropriation in a court of competent jurisdiction.

Section 9. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.



Section 10. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City of Parma, and for the further reason that this measure is necessary in order to begin the process of acquiring the above referenced properties, and this Ordinance shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_ PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_ APPROVED: \_\_\_\_\_

FILED WITH  
THE MAYOR: \_\_\_\_\_ MAYOR, CITY OF PARMA, OHIO

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BY: **KRISTIN L. SABAN**  
(By Request – City Engineer)

AN ORDINANCE AUTHORIZING THE CITY OF PARMA TO PROCEED AND APPROPRIATE SANITARY SEWER EASEMENTS AND CONSTRUCTION EASEMENTS IN CERTAIN REAL PROPERTIES KNOWN AS PERMANENT PARCEL NUMBERS 445-15-001, 445-15-002, 445-15-003, 445-15-004, 445-15-006, 445-15-008, AND DECLARING AN EMERGENCY.

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WHEREAS, by virtue of the Constitution of the State of Ohio and Chapters 163 and 719 of the Ohio Revised Code, the City of Parma has the power and authority to appropriate real property for the purpose of installing, using, maintaining and keeping in repair sanitary sewers that the City of Parma deems conducive to the general welfare; and,

WHEREAS, the hereinafter described property provides for, and is instrumental to the installation, use and maintenance of a sanitary sewer that would be conducive to the general welfare; and,

WHEREAS, the City wishes to acquire permanent utility easements and temporary construction easements over, under, in, along, across and upon a part of certain properties known as Permanent Parcel Numbers 445-15-001, 445-15-002, 445-15-003, 445-15-004, 445-15-006, and 445-15-008 for such purposes; and,

WHEREAS, the City and the owners of said properties have been unable to agree on compensation for the purchase of the easements;

NOW, THEREFORE; BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-001, located at 1350 Old Rockside Road in the City of Parma, and as further described on Exhibit A attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 2. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-002, located at 1200 Old Rockside Road in the City of Parma, and as further described on Exhibit B attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 3. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-003, located at 1300 Old Rockside Road in the City of Parma, and as further described on Exhibit C attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 4. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-004, located at 1250 Old Rockside Road in the City of Parma, and as further described on Exhibit D attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 5. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-006, located at 1020 Old Rockside Road in the City of Parma, and as further described on Exhibit E attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 6. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-008, located at 1122 Old Rockside Road in the City of Parma, and as further described on Exhibit F attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 7. This City Council finds that the appropriations are necessary for the stated public purpose, and the City has been unable to negotiate purchase agreements with the property owners.

Section 8. The City Law Director is directed to file petitions for appropriation in a court of competent jurisdiction.

Section 9. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 10. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City of Parma, and for the further reason that this measure is necessary in order to begin the process of acquiring the above referenced properties, and this Ordinance shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_ APPROVED: \_\_\_\_\_

FILED WITH  
THE MAYOR: \_\_\_\_\_  
MAYOR, CITY OF PARMA, OHIO

2/18/2020

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ORDINANCE NO. 25-2020

BY: **KRISTIN L. SABAN**  
(By Request – City Engineer)

AN ORDINANCE AUTHORIZING THE CITY OF PARMA TO PROCEED AND APPROPRIATE SANITARY SEWER EASEMENTS AND CONSTRUCTION EASEMENTS IN CERTAIN REAL PROPERTIES KNOWN AS PERMANENT PARCEL NUMBERS 445-15-001, 445-15-002, 445-15-003, 445-15-004, 445-15-006, 445-15-008, AND DECLARING AN EMERGENCY.

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WHEREAS, by virtue of the Constitution of the State of Ohio and Chapters 163 and 719 of the Ohio Revised Code, the City of Parma has the power and authority to appropriate real property for the purpose of installing, using, maintaining and keeping in repair sanitary sewers that the City of Parma deems conducive to the general welfare; and,

WHEREAS, the hereinafter described property provides for, and is instrumental to the installation, use and maintenance of a sanitary sewer that would be conducive to the general welfare; and,

WHEREAS, the City wishes to acquire permanent utility easements and temporary construction easements over, under, in, along, across and upon a part of certain properties known as Permanent Parcel Numbers 445-15-001, 445-15-002, 445-15-003, 445-15-004, 445-15-006, and 445-15-008 for such purposes; and,

WHEREAS, the City and the owners of said properties have been unable to agree on compensation for the purchase of the easements;

NOW, THEREFORE; BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-001, located at 1350 Old Rockside Road in the City of Parma, and as further described on Exhibit A attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 2. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-002, located at 1200 Old Rockside Road in the City of Parma, and as further described on Exhibit B attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 3. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-003, located at 1300 Old Rockside Road in the City of Parma, and as further described on Exhibit C attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 4. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-004, located at 1250 Old Rockside Road in the City of Parma, and as further described on Exhibit D attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 5. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-006, located at 1020 Old Rockside Road in the City of Parma, and as further described on Exhibit E attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 6. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-008, located at 1122 Old Rockside Road in the City of Parma, and as further described on Exhibit F attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 7. This City Council finds that the appropriations are necessary for the stated public purpose, and the City has been unable to negotiate purchase agreements with the property owners.

Section 8. The City Law Director is directed to file petitions for appropriation in a court of competent jurisdiction.

Section 9. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 10. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City of Parma, and for the further reason that this measure is necessary in order to begin the process of acquiring the above referenced properties, and this Ordinance shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_ PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_ APPROVED: \_\_\_\_\_

FILED WITH  
THE MAYOR: \_\_\_\_\_ MAYOR, CITY OF PARMA, OHIO

2/18/2020

L-25-2020 Ist

ORDINANCE NO. 25-2020

BY: **KRISTIN L. SABAN**  
(By Request – City Engineer)

AN ORDINANCE AUTHORIZING THE CITY OF PARMA TO PROCEED AND APPROPRIATE SANITARY SEWER EASEMENTS AND CONSTRUCTION EASEMENTS IN CERTAIN REAL PROPERTIES KNOWN AS PERMANENT PARCEL NUMBERS 445-15-001, 445-15-002, 445-15-003, 445-15-004, 445-15-006, 445-15-008, AND DECLARING AN EMERGENCY.

WHEREAS, Resolution No. 82-19, passed by this City Council on May 20, 2019, declared the necessity and intent of the City of Parma to appropriate sanitary sewer easements in certain real properties in the City of Parma known as Permanent Parcel Number 445-15-001 located at 1350 Old Rockside Road, Permanent Parcel Number 445-15-002 located at 1200 Old Rockside Road, Permanent Parcel Number 445-15-003 located at 1300 Old Rockside Road, Permanent parcel Number 445-15-004 located at 1250 Old Rockside Road, Permanent Parcel Number 445-15-006 located at 1020 Old Rockside Road, and Permanent Parcel Number 445-15-008 located at 1122 Old Rockside Road; and,

WHEREAS, by virtue of the Constitution of the State of Ohio and Chapters 163 and 719 of the Ohio Revised Code, the City of Parma has the power and authority to appropriate real property for the purpose of installing, using, maintaining and keeping in repair sanitary sewers that the City of Parma deems conducive to the general welfare; and,

WHEREAS, the hereinafter described property provides for, and is instrumental to the installation, use and maintenance of a sanitary sewer that would be conducive to the general welfare; and,

WHEREAS, the City wishes to acquire permanent utility easements and temporary construction easements over, under, in, along, across and upon a part of certain properties known as Permanent Parcel Numbers 445-15-001, 445-15-002, 445-15-003, 445-15-004, 445-15-006, and 445-15-008 for such purposes; and,

WHEREAS, the City and the owners of said properties have been unable to agree on compensation for the purchase of the easements;

NOW, THEREFORE; BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-001, located at 1350 Old Rockside Road in the City of Parma, and as further described on Exhibit A attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.



Section 2. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-002, located at 1200 Old Rockside Road in the City of Parma, and as further described on Exhibit B attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 3. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-003, located at 1300 Old Rockside Road in the City of Parma, and as further described on Exhibit C attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 4. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-004, located at 1250 Old Rockside Road in the City of Parma, and as further described on Exhibit D attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 5. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-006, located at 1020 Old Rockside Road in the City of Parma, and as further described on Exhibit E attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 6. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-008, located at 1122 Old Rockside Road in the City of Parma, and as further described on Exhibit F attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 7. This City Council finds that the appropriations are necessary for the stated public purpose, and the City has been unable to negotiate purchase agreements with the property owners.

Section 8. The City Law Director is directed to file petitions for appropriation in a court of competent jurisdiction.

Section 9. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 10. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City of Parma, and for the further reason that this measure is necessary in order to begin the process of acquiring the above referenced properties, and this Ordinance shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_ APPROVED: \_\_\_\_\_

FILED WITH  
THE MAYOR: \_\_\_\_\_  
MAYOR, CITY OF PARMA, OHIO

2/18/2020

L-25-2020 Ist

ORDINANCE NO. 25-2020

BY: **KRISTIN L. SABAN**  
(By Request – City Engineer)

AN ORDINANCE AUTHORIZING THE CITY OF PARMA TO PROCEED AND APPROPRIATE SANITARY SEWER EASEMENTS AND CONSTRUCTION EASEMENTS IN CERTAIN REAL PROPERTIES KNOWN AS PERMANENT PARCEL NUMBERS 445-15-001, 445-15-002, 445-15-003, 445-15-004, 445-15-006, 445-15-008, AND DECLARING AN EMERGENCY.

WHEREAS, Resolution No. 82-19, passed by this City Council on May 20, 2019, declared the necessity and intent of the City of Parma to appropriate sanitary sewer easements in certain real properties in the City of Parma known as Permanent Parcel Number 445-15-001 located at 1350 Old Rockside Road, Permanent Parcel Number 445-15-002 located at 1200 Old Rockside Road, Permanent Parcel Number 445-15-003 located at 1300 Old Rockside Road, Permanent parcel Number 445-15-004 located at 1250 Old Rockside Road, Permanent Parcel Number 445-15-006 located at 1020 Old Rockside Road, and Permanent Parcel Number 445-15-008 located at 1122 Old Rockside Road; and,

WHEREAS, by virtue of the Constitution of the State of Ohio and Chapters 163 and 719 of the Ohio Revised Code, the City of Parma has the power and authority to appropriate real property for the purpose of installing, using, maintaining and keeping in repair sanitary sewers that the City of Parma deems conducive to the general welfare; and,

WHEREAS, the hereinafter described property provides for, and is instrumental to the installation, use and maintenance of a sanitary sewer that would be conducive to the general welfare; and,

WHEREAS, the City wishes to acquire permanent utility easements and temporary construction easements over, under, in, along, across and upon a part of certain properties known as Permanent Parcel Numbers 445-15-001, 445-15-002, 445-15-003, 445-15-004, 445-15-006, and 445-15-008 for such purposes; and,

WHEREAS, the City and the owners of said properties have been unable to agree on compensation for the purchase of the easements;

NOW, THEREFORE; BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-001, located at 1350 Old Rockside Road in the City of Parma, and as further described on Exhibit A attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 2. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-002, located at 1200 Old Rockside Road in the City of Parma, and as further described on Exhibit B attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 3. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-003, located at 1300 Old Rockside Road in the City of Parma, and as further described on Exhibit C attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 4. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-004, located at 1250 Old Rockside Road in the City of Parma, and as further described on Exhibit D attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 5. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-006, located at 1020 Old Rockside Road in the City of Parma, and as further described on Exhibit E attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 6. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-008, located at 1122 Old Rockside Road in the City of Parma, and as further described on Exhibit F attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 7. This City Council finds that the appropriations are necessary for the stated public purpose, and the City has been unable to negotiate purchase agreements with the property owners.

Section 8. The City Law Director is directed to file petitions for appropriation in a court of competent jurisdiction.

Section 9. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 10. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City of Parma, and for the further reason that this measure is necessary in order to begin the process of acquiring the above referenced properties, and this Ordinance shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_ APPROVED: \_\_\_\_\_

FILED WITH  
THE MAYOR: \_\_\_\_\_  
MAYOR, CITY OF PARMA, OHIO

2/18/2020

L-25-2020 Ist

ORDINANCE NO. 25-2020

BY: **KRISTIN L. SABAN**  
(By Request – City Engineer)

AN ORDINANCE AUTHORIZING THE CITY OF PARMA TO PROCEED AND APPROPRIATE SANITARY SEWER EASEMENTS AND CONSTRUCTION EASEMENTS IN CERTAIN REAL PROPERTIES KNOWN AS PERMANENT PARCEL NUMBERS 445-15-001, 445-15-002, 445-15-003, 445-15-004, 445-15-006, 445-15-008, AND DECLARING AN EMERGENCY.

WHEREAS, Resolution No. 82-19, passed by this City Council on May 20, 2019, declared the necessity and intent of the City of Parma to appropriate sanitary sewer easements in certain real properties in the City of Parma known as Permanent Parcel Number 445-15-001 located at 1350 Old Rockside Road, Permanent Parcel Number 445-15-002 located at 1200 Old Rockside Road, Permanent Parcel Number 445-15-003 located at 1300 Old Rockside Road, Permanent parcel Number 445-15-004 located at 1250 Old Rockside Road, Permanent Parcel Number 445-15-006 located at 1020 Old Rockside Road, and Permanent Parcel Number 445-15-008 located at 1122 Old Rockside Road; and,

WHEREAS, by virtue of the Constitution of the State of Ohio and Chapters 163 and 719 of the Ohio Revised Code, the City of Parma has the power and authority to appropriate real property for the purpose of installing, using, maintaining and keeping in repair sanitary sewers that the City of Parma deems conducive to the general welfare; and,

WHEREAS, the hereinafter described property provides for, and is instrumental to the installation, use and maintenance of a sanitary sewer that would be conducive to the general welfare; and,

WHEREAS, the City wishes to acquire permanent utility easements and temporary construction easements over, under, in, along, across and upon a part of certain properties known as Permanent Parcel Numbers 445-15-001, 445-15-002, 445-15-003, 445-15-004, 445-15-006, and 445-15-008 for such purposes; and,

WHEREAS, the City and the owners of said properties have been unable to agree on compensation for the purchase of the easements;

NOW, THEREFORE; BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-001, located at 1350 Old Rockside Road in the City of Parma, and as further described on Exhibit A attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 2. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-002, located at 1200 Old Rockside Road in the City of Parma, and as further described on Exhibit B attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 3. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-003, located at 1300 Old Rockside Road in the City of Parma, and as further described on Exhibit C attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 4. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-004, located at 1250 Old Rockside Road in the City of Parma, and as further described on Exhibit D attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 5. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-006, located at 1020 Old Rockside Road in the City of Parma, and as further described on Exhibit E attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 6. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-008, located at 1122 Old Rockside Road in the City of Parma, and as further described on Exhibit F attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 7. This City Council finds that the appropriations are necessary for the stated public purpose, and the City has been unable to negotiate purchase agreements with the property owners.

Section 8. The City Law Director is directed to file petitions for appropriation in a court of competent jurisdiction.

Section 9. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 10. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City of Parma, and for the further reason that this measure is necessary in order to begin the process of acquiring the above referenced properties, and this Ordinance shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_ APPROVED: \_\_\_\_\_

FILED WITH  
THE MAYOR: \_\_\_\_\_  
MAYOR, CITY OF PARMA, OHIO



2/18/2020

L-25-2020 Ist

ORDINANCE NO. 25-2020

BY: **KRISTIN L. SABAN**  
(By Request – City Engineer)

AN ORDINANCE AUTHORIZING THE CITY OF PARMA TO PROCEED AND APPROPRIATE SANITARY SEWER EASEMENTS AND CONSTRUCTION EASEMENTS IN CERTAIN REAL PROPERTIES KNOWN AS PERMANENT PARCEL NUMBERS 445-15-001, 445-15-002, 445-15-003, 445-15-004, 445-15-006, 445-15-008, AND DECLARING AN EMERGENCY.

WHEREAS, Resolution No. 82-19, passed by this City Council on May 20, 2019, declared the necessity and intent of the City of Parma to appropriate sanitary sewer easements in certain real properties in the City of Parma known as Permanent Parcel Number 445-15-001 located at 1350 Old Rockside Road, Permanent Parcel Number 445-15-002 located at 1200 Old Rockside Road, Permanent Parcel Number 445-15-003 located at 1300 Old Rockside Road, Permanent parcel Number 445-15-004 located at 1250 Old Rockside Road, Permanent Parcel Number 445-15-006 located at 1020 Old Rockside Road, and Permanent Parcel Number 445-15-008 located at 1122 Old Rockside Road; and,

WHEREAS, by virtue of the Constitution of the State of Ohio and Chapters 163 and 719 of the Ohio Revised Code, the City of Parma has the power and authority to appropriate real property for the purpose of installing, using, maintaining and keeping in repair sanitary sewers that the City of Parma deems conducive to the general welfare; and,

WHEREAS, the hereinafter described property provides for, and is instrumental to the installation, use and maintenance of a sanitary sewer that would be conducive to the general welfare; and,

WHEREAS, the City wishes to acquire permanent utility easements and temporary construction easements over, under, in, along, across and upon a part of certain properties known as Permanent Parcel Numbers 445-15-001, 445-15-002, 445-15-003, 445-15-004, 445-15-006, and 445-15-008 for such purposes; and,

WHEREAS, the City and the owners of said properties have been unable to agree on compensation for the purchase of the easements;

NOW, THEREFORE; BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-001, located at 1350 Old Rockside Road in the City of Parma, and as further described on Exhibit A attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 2. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-002, located at 1200 Old Rockside Road in the City of Parma, and as further described on Exhibit B attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 3. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-003, located at 1300 Old Rockside Road in the City of Parma, and as further described on Exhibit C attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 4. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-004, located at 1250 Old Rockside Road in the City of Parma, and as further described on Exhibit D attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 5. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-006, located at 1020 Old Rockside Road in the City of Parma, and as further described on Exhibit E attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 6. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-008, located at 1122 Old Rockside Road in the City of Parma, and as further described on Exhibit F attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 7. This City Council finds that the appropriations are necessary for the stated public purpose, and the City has been unable to negotiate purchase agreements with the property owners.

Section 8. The City Law Director is directed to file petitions for appropriation in a court of competent jurisdiction.

Section 9. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 10. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City of Parma, and for the further reason that this measure is necessary in order to begin the process of acquiring the above referenced properties, and this Ordinance shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_ PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_ APPROVED: \_\_\_\_\_

FILED WITH  
THE MAYOR: \_\_\_\_\_ MAYOR, CITY OF PARMA, OHIO

2/18/2020

L-25-2020 Ist

ORDINANCE NO. 25-2020

BY: **KRISTIN L. SABAN**  
(By Request – City Engineer)

AN ORDINANCE AUTHORIZING THE CITY OF PARMA TO PROCEED AND APPROPRIATE SANITARY SEWER EASEMENTS AND CONSTRUCTION EASEMENTS IN CERTAIN REAL PROPERTIES KNOWN AS PERMANENT PARCEL NUMBERS 445-15-001, 445-15-002, 445-15-003, 445-15-004, 445-15-006, 445-15-008, AND DECLARING AN EMERGENCY.

WHEREAS, Resolution No. 82-19, passed by this City Council on May 20, 2019, declared the necessity and intent of the City of Parma to appropriate sanitary sewer easements in certain real properties in the City of Parma known as Permanent Parcel Number 445-15-001 located at 1350 Old Rockside Road, Permanent Parcel Number 445-15-002 located at 1200 Old Rockside Road, Permanent Parcel Number 445-15-003 located at 1300 Old Rockside Road, Permanent parcel Number 445-15-004 located at 1250 Old Rockside Road, Permanent Parcel Number 445-15-006 located at 1020 Old Rockside Road, and Permanent Parcel Number 445-15-008 located at 1122 Old Rockside Road; and,

WHEREAS, by virtue of the Constitution of the State of Ohio and Chapters 163 and 719 of the Ohio Revised Code, the City of Parma has the power and authority to appropriate real property for the purpose of installing, using, maintaining and keeping in repair sanitary sewers that the City of Parma deems conducive to the general welfare; and,

WHEREAS, the hereinafter described property provides for, and is instrumental to the installation, use and maintenance of a sanitary sewer that would be conducive to the general welfare; and,

WHEREAS, the City wishes to acquire permanent utility easements and temporary construction easements over, under, in, along, across and upon a part of certain properties known as Permanent Parcel Numbers 445-15-001, 445-15-002, 445-15-003, 445-15-004, 445-15-006, and 445-15-008 for such purposes; and,

WHEREAS, the City and the owners of said properties have been unable to agree on compensation for the purchase of the easements;

NOW, THEREFORE; BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-001, located at 1350 Old Rockside Road in the City of Parma, and as further described on Exhibit A attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 2. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-002, located at 1200 Old Rockside Road in the City of Parma, and as further described on Exhibit B attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 3. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-003, located at 1300 Old Rockside Road in the City of Parma, and as further described on Exhibit C attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 4. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-004, located at 1250 Old Rockside Road in the City of Parma, and as further described on Exhibit D attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 5. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-006, located at 1020 Old Rockside Road in the City of Parma, and as further described on Exhibit E attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 6. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-008, located at 1122 Old Rockside Road in the City of Parma, and as further described on Exhibit F attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 7. This City Council finds that the appropriations are necessary for the stated public purpose, and the City has been unable to negotiate purchase agreements with the property owners.

Section 8. The City Law Director is directed to file petitions for appropriation in a court of competent jurisdiction.

Section 9. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 10. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City of Parma, and for the further reason that this measure is necessary in order to begin the process of acquiring the above referenced properties, and this Ordinance shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_ APPROVED: \_\_\_\_\_

FILED WITH  
THE MAYOR: \_\_\_\_\_  
MAYOR, CITY OF PARMA, OHIO

2/18/2020

L-25-2020 Ist

ORDINANCE NO. 25-2020

BY: **KRISTIN L. SABAN**  
(By Request – City Engineer)

AN ORDINANCE AUTHORIZING THE CITY OF PARMA TO PROCEED AND APPROPRIATE SANITARY SEWER EASEMENTS AND CONSTRUCTION EASEMENTS IN CERTAIN REAL PROPERTIES KNOWN AS PERMANENT PARCEL NUMBERS 445-15-001, 445-15-002, 445-15-003, 445-15-004, 445-15-006, 445-15-008, AND DECLARING AN EMERGENCY.

WHEREAS, Resolution No. 82-19, passed by this City Council on May 20, 2019, declared the necessity and intent of the City of Parma to appropriate sanitary sewer easements in certain real properties in the City of Parma known as Permanent Parcel Number 445-15-001 located at 1350 Old Rockside Road, Permanent Parcel Number 445-15-002 located at 1200 Old Rockside Road, Permanent Parcel Number 445-15-003 located at 1300 Old Rockside Road, Permanent parcel Number 445-15-004 located at 1250 Old Rockside Road, Permanent Parcel Number 445-15-006 located at 1020 Old Rockside Road, and Permanent Parcel Number 445-15-008 located at 1122 Old Rockside Road; and,

WHEREAS, by virtue of the Constitution of the State of Ohio and Chapters 163 and 719 of the Ohio Revised Code, the City of Parma has the power and authority to appropriate real property for the purpose of installing, using, maintaining and keeping in repair sanitary sewers that the City of Parma deems conducive to the general welfare; and,

WHEREAS, the hereinafter described property provides for, and is instrumental to the installation, use and maintenance of a sanitary sewer that would be conducive to the general welfare; and,

WHEREAS, the City wishes to acquire permanent utility easements and temporary construction easements over, under, in, along, across and upon a part of certain properties known as Permanent Parcel Numbers 445-15-001, 445-15-002, 445-15-003, 445-15-004, 445-15-006, and 445-15-008 for such purposes; and,

WHEREAS, the City and the owners of said properties have been unable to agree on compensation for the purchase of the easements;

NOW, THEREFORE; BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-001, located at 1350 Old Rockside Road in the City of Parma, and as further described on Exhibit A attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 2. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-002, located at 1200 Old Rockside Road in the City of Parma, and as further described on Exhibit B attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 3. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-003, located at 1300 Old Rockside Road in the City of Parma, and as further described on Exhibit C attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 4. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-004, located at 1250 Old Rockside Road in the City of Parma, and as further described on Exhibit D attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 5. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-006, located at 1020 Old Rockside Road in the City of Parma, and as further described on Exhibit E attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 6. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-008, located at 1122 Old Rockside Road in the City of Parma, and as further described on Exhibit F attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 7. This City Council finds that the appropriations are necessary for the stated public purpose, and the City has been unable to negotiate purchase agreements with the property owners.

Section 8. The City Law Director is directed to file petitions for appropriation in a court of competent jurisdiction.

Section 9. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.



Section 10. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City of Parma, and for the further reason that this measure is necessary in order to begin the process of acquiring the above referenced properties, and this Ordinance shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_ APPROVED: \_\_\_\_\_

FILED WITH  
THE MAYOR: \_\_\_\_\_  
MAYOR, CITY OF PARMA, OHIO

2/18/2020

L-25-2020 Ist

ORDINANCE NO. 25-2020

BY: **KRISTIN L. SABAN**  
(By Request – City Engineer)

AN ORDINANCE AUTHORIZING THE CITY OF PARMA TO PROCEED AND APPROPRIATE SANITARY SEWER EASEMENTS AND CONSTRUCTION EASEMENTS IN CERTAIN REAL PROPERTIES KNOWN AS PERMANENT PARCEL NUMBERS 445-15-001, 445-15-002, 445-15-003, 445-15-004, 445-15-006, 445-15-008, AND DECLARING AN EMERGENCY.

WHEREAS, Resolution No. 82-19, passed by this City Council on May 20, 2019, declared the necessity and intent of the City of Parma to appropriate sanitary sewer easements in certain real properties in the City of Parma known as Permanent Parcel Number 445-15-001 located at 1350 Old Rockside Road, Permanent Parcel Number 445-15-002 located at 1200 Old Rockside Road, Permanent Parcel Number 445-15-003 located at 1300 Old Rockside Road, Permanent parcel Number 445-15-004 located at 1250 Old Rockside Road, Permanent Parcel Number 445-15-006 located at 1020 Old Rockside Road, and Permanent Parcel Number 445-15-008 located at 1122 Old Rockside Road; and,

WHEREAS, by virtue of the Constitution of the State of Ohio and Chapters 163 and 719 of the Ohio Revised Code, the City of Parma has the power and authority to appropriate real property for the purpose of installing, using, maintaining and keeping in repair sanitary sewers that the City of Parma deems conducive to the general welfare; and,

WHEREAS, the hereinafter described property provides for, and is instrumental to the installation, use and maintenance of a sanitary sewer that would be conducive to the general welfare; and,

WHEREAS, the City wishes to acquire permanent utility easements and temporary construction easements over, under, in, along, across and upon a part of certain properties known as Permanent Parcel Numbers 445-15-001, 445-15-002, 445-15-003, 445-15-004, 445-15-006, and 445-15-008 for such purposes; and,

WHEREAS, the City and the owners of said properties have been unable to agree on compensation for the purchase of the easements;

NOW, THEREFORE; BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-001, located at 1350 Old Rockside Road in the City of Parma, and as further described on Exhibit A attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 2. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-002, located at 1200 Old Rockside Road in the City of Parma, and as further described on Exhibit B attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 3. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-003, located at 1300 Old Rockside Road in the City of Parma, and as further described on Exhibit C attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 4. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-004, located at 1250 Old Rockside Road in the City of Parma, and as further described on Exhibit D attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 5. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-006, located at 1020 Old Rockside Road in the City of Parma, and as further described on Exhibit E attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 6. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-008, located at 1122 Old Rockside Road in the City of Parma, and as further described on Exhibit F attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 7. This City Council finds that the appropriations are necessary for the stated public purpose, and the City has been unable to negotiate purchase agreements with the property owners.

Section 8. The City Law Director is directed to file petitions for appropriation in a court of competent jurisdiction.

Section 9. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 10. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City of Parma, and for the further reason that this measure is necessary in order to begin the process of acquiring the above referenced properties, and this Ordinance shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_ PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_ APPROVED: \_\_\_\_\_

FILED WITH  
THE MAYOR: \_\_\_\_\_ MAYOR, CITY OF PARMA, OHIO

2/18/2020

L-25-2020 Ist

ORDINANCE NO. 25-2020

BY: **KRISTIN L. SABAN**  
(By Request – City Engineer)

AN ORDINANCE AUTHORIZING THE CITY OF PARMA TO PROCEED AND APPROPRIATE SANITARY SEWER EASEMENTS AND CONSTRUCTION EASEMENTS IN CERTAIN REAL PROPERTIES KNOWN AS PERMANENT PARCEL NUMBERS 445-15-001, 445-15-002, 445-15-003, 445-15-004, 445-15-006, 445-15-008, AND DECLARING AN EMERGENCY.

WHEREAS, Resolution No. 82-19, passed by this City Council on May 20, 2019, declared the necessity and intent of the City of Parma to appropriate sanitary sewer easements in certain real properties in the City of Parma known as Permanent Parcel Number 445-15-001 located at 1350 Old Rockside Road, Permanent Parcel Number 445-15-002 located at 1200 Old Rockside Road, Permanent Parcel Number 445-15-003 located at 1300 Old Rockside Road, Permanent parcel Number 445-15-004 located at 1250 Old Rockside Road, Permanent Parcel Number 445-15-006 located at 1020 Old Rockside Road, and Permanent Parcel Number 445-15-008 located at 1122 Old Rockside Road; and,

WHEREAS, by virtue of the Constitution of the State of Ohio and Chapters 163 and 719 of the Ohio Revised Code, the City of Parma has the power and authority to appropriate real property for the purpose of installing, using, maintaining and keeping in repair sanitary sewers that the City of Parma deems conducive to the general welfare; and,

WHEREAS, the hereinafter described property provides for, and is instrumental to the installation, use and maintenance of a sanitary sewer that would be conducive to the general welfare; and,

WHEREAS, the City wishes to acquire permanent utility easements and temporary construction easements over, under, in, along, across and upon a part of certain properties known as Permanent Parcel Numbers 445-15-001, 445-15-002, 445-15-003, 445-15-004, 445-15-006, and 445-15-008 for such purposes; and,

WHEREAS, the City and the owners of said properties have been unable to agree on compensation for the purchase of the easements;

NOW, THEREFORE; BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-001, located at 1350 Old Rockside Road in the City of Parma, and as further described on Exhibit A attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 2. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-002, located at 1200 Old Rockside Road in the City of Parma, and as further described on Exhibit B attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 3. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-003, located at 1300 Old Rockside Road in the City of Parma, and as further described on Exhibit C attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 4. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-004, located at 1250 Old Rockside Road in the City of Parma, and as further described on Exhibit D attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 5. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-006, located at 1020 Old Rockside Road in the City of Parma, and as further described on Exhibit E attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 6. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-008, located at 1122 Old Rockside Road in the City of Parma, and as further described on Exhibit F attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 7. This City Council finds that the appropriations are necessary for the stated public purpose, and the City has been unable to negotiate purchase agreements with the property owners.

Section 8. The City Law Director is directed to file petitions for appropriation in a court of competent jurisdiction.

Section 9. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 10. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City of Parma, and for the further reason that this measure is necessary in order to begin the process of acquiring the above referenced properties, and this Ordinance shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_ PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_ APPROVED: \_\_\_\_\_

FILED WITH  
THE MAYOR: \_\_\_\_\_ MAYOR, CITY OF PARMA, OHIO

2/18/2020

L-25-2020 Ist

ORDINANCE NO. 25-2020

BY: **KRISTIN L. SABAN**  
(By Request – City Engineer)

AN ORDINANCE AUTHORIZING THE CITY OF PARMA TO PROCEED AND APPROPRIATE SANITARY SEWER EASEMENTS AND CONSTRUCTION EASEMENTS IN CERTAIN REAL PROPERTIES KNOWN AS PERMANENT PARCEL NUMBERS 445-15-001, 445-15-002, 445-15-003, 445-15-004, 445-15-006, 445-15-008, AND DECLARING AN EMERGENCY.

WHEREAS, Resolution No. 82-19, passed by this City Council on May 20, 2019, declared the necessity and intent of the City of Parma to appropriate sanitary sewer easements in certain real properties in the City of Parma known as Permanent Parcel Number 445-15-001 located at 1350 Old Rockside Road, Permanent Parcel Number 445-15-002 located at 1200 Old Rockside Road, Permanent Parcel Number 445-15-003 located at 1300 Old Rockside Road, Permanent parcel Number 445-15-004 located at 1250 Old Rockside Road, Permanent Parcel Number 445-15-006 located at 1020 Old Rockside Road, and Permanent Parcel Number 445-15-008 located at 1122 Old Rockside Road; and,

WHEREAS, by virtue of the Constitution of the State of Ohio and Chapters 163 and 719 of the Ohio Revised Code, the City of Parma has the power and authority to appropriate real property for the purpose of installing, using, maintaining and keeping in repair sanitary sewers that the City of Parma deems conducive to the general welfare; and,

WHEREAS, the hereinafter described property provides for, and is instrumental to the installation, use and maintenance of a sanitary sewer that would be conducive to the general welfare; and,

WHEREAS, the City wishes to acquire permanent utility easements and temporary construction easements over, under, in, along, across and upon a part of certain properties known as Permanent Parcel Numbers 445-15-001, 445-15-002, 445-15-003, 445-15-004, 445-15-006, and 445-15-008 for such purposes; and,

WHEREAS, the City and the owners of said properties have been unable to agree on compensation for the purchase of the easements;

NOW, THEREFORE; BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-001, located at 1350 Old Rockside Road in the City of Parma, and as further described on Exhibit A attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.



Section 2. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-002, located at 1200 Old Rockside Road in the City of Parma, and as further described on Exhibit B attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 3. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-003, located at 1300 Old Rockside Road in the City of Parma, and as further described on Exhibit C attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 4. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-004, located at 1250 Old Rockside Road in the City of Parma, and as further described on Exhibit D attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 5. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-006, located at 1020 Old Rockside Road in the City of Parma, and as further described on Exhibit E attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 6. That the City of Parma is hereby authorized to proceed to appropriate a permanent utility easement and a temporary construction easement in and to the parts of property known as Permanent Parcel Number 445-15-008, located at 1122 Old Rockside Road in the City of Parma, and as further described on Exhibit F attached hereto and incorporated by reference, for the public purpose of constructing, installing, using, operating, maintaining, repairing, and replacing a sanitary sewer, together with all necessary manholes, connections, equipment, and facilities, that the City of Parma deems conducive to the general welfare.

Section 7. This City Council finds that the appropriations are necessary for the stated public purpose, and the City has been unable to negotiate purchase agreements with the property owners.

Section 8. The City Law Director is directed to file petitions for appropriation in a court of competent jurisdiction.

Section 9. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 10. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City of Parma, and for the further reason that this measure is necessary in order to begin the process of acquiring the above referenced properties, and this Ordinance shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_ PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_ APPROVED: \_\_\_\_\_

FILED WITH  
THE MAYOR: \_\_\_\_\_ MAYOR, CITY OF PARMA, OHIO